

HOW TO COMPLETE YOUR ANNUAL
RENTAL MOTOR VEHICLE, TOUR VEHICLE, AND CAR-SHARING VEHICLE
SURCHARGE TAX RETURN (FORM RV-3)

CHANGES TO NOTE

Act 110, Session Laws of Hawaii 2014, established a new car-sharing vehicle surcharge tax under Chapter 251, Hawaii Revised Statutes. The car-sharing vehicle surcharge tax is effective as of January 1, 2015.

INTRODUCTION

The rental motor vehicle, tour vehicle, and car-sharing vehicle surcharge tax (RV tax) contains three separate taxes with different tax rates:

1) The **rental motor vehicle surcharge tax** is levied at the rate of \$3 per day, or a portion of a day, on the lessor of any rental motor vehicle.

2) The **tour vehicle surcharge tax** is imposed on tour vehicle operators for use of a vehicle on a monthly basis, or a portion of a month, at the following rates:

- \$65 - Over 25 passenger tour vehicle; and
- \$15 - 8 to 25 passenger tour vehicle.

3) The **car-sharing vehicle surcharge tax** is levied at the rate of \$0.25 (25 cents) per half-hour, or any portion of a half-hour, that a rental motor vehicle is rented or leased by a car-sharing organization; provided that for each rental of six hours or more, the rental motor vehicle surcharge tax shall be assessed. The car-sharing vehicle surcharge tax is levied on the car-sharing organization.

RV tax periodic returns (Form RV-2) are filed on a monthly, quarterly, or semiannual basis depending on the amount of a person's tax liability. An RV tax annual return and reconciliation (Form RV-3) summarizing RV tax activity for the past year also must be filed. **Form RV-3 is due on or before the twentieth day of the fourth month following the close of the taxable year.** For example, if you are a calendar-year taxpayer (i.e., your tax year ends on

December 31), then your annual return must be filed on or before April 20 of the following year.

Taxpayers whose liability for the RV tax exceeds \$100,000 per year are required to pay the tax by Electronic Funds Transfer (EFT).

These instructions will assist you in filling out your Form RV-3 correctly.

Form RV-3 is used to summarize your RV tax activities for the taxable year. It may also be used to correct errors on your periodic returns (Form RV-2). If the total number of car-sharing vehicle half-hours, number of rental vehicles days, number of months for tour vehicles, taxes due, penalty and interest are accurately reported and paid in full on your periodic returns, no additional tax will be due on the annual return. Form RV-3 must be filed in addition to (not in lieu of) the periodic returns. To correct a previously filed Form RV-3, file an amended return on Form RV-3.

If you had no RV tax activity for the entire year, enter "0.00" on line 8. Please note that this return must be filed.

If a payment is being made with Form RV-3, make your check or money order payable to "Hawaii State Tax Collector." Write "RV", the filing period, your Hawaii Tax I.D. No., and your daytime phone number on the check. Attach your check or money order where indicated on the front of Form RV-3.

If you are unable to file the annual return by the due date, you may request an extension to file Form RV-3 by filing Form GEW-TA-RV-6, Application for Extension of Time to File the GE/Use Tax Annual Return & Reconciliation (Form G-49), the TA Tax Annual Return & Reconciliation (Form TA-2), or the RVST Annual Return & Reconciliation (Form RV-3). For more information, see Form GEW-TA-RV-6.

FILLING IN YOUR FORM RV-3 (ANNUAL RETURN AND RECONCILIATION)

Follow the example presented in *italics* for a sample of how to fill out the form. The circled numbers on the sample form correspond to the steps in the instructions.

Example: A taxpayer, BTK Car-Sharing, Rentals, and Tour Vehicles (BTK), with Hawaii Tax I.D. No. W12345678-01, files its annual return for the taxable year. On Oahu, BTK operates a car-sharing membership program, and has twenty rental cars, two tour vehicles (8-25 passengers), and one tour vehicle (40 passengers). For the year, rental motor vehicles in the car-sharing membership program were rented for 14,400 car-sharing vehicle half-hours. The twenty rental cars were rented for 6,900 net rental days (i.e., a total of 7,100 rental days of which 200 rental days were to lessees whose vehicles were being repaired). Of the two tour vehicles (8-25 passengers), one was out of service for two months, otherwise both tour vehicles were in service for at least a portion of each month, giving BTK a total of 22 "tour vehicle-months." The tour vehicle (40 passengers) was in service for all 12 months, for a total of 12 "tour vehicle-months."


 RCB141	ANNUAL RETURN & RECONCILIATION Tax Year Ending 1 2 / 3 1 / 1 5 ① M M D D Y Y
<input type="checkbox"/> Check this box if this is an AMENDED Return	③
② NAME: BTK Car-Sharing, Rentals, and Tour Vehicles	HAWAII TAX I.D. NO. W 1 2 3 4 5 6 7 8 - 0 1
	LAST 4 DIGITS OF YOUR FEIN OR ④ 1 2 3 4

fig. 3.0

THE TOP OF THE TAX RETURN (fig. 3.0)

STEP 1 — Enter the numeric (two digit) month, day, and year your tax year ends in the area provided.

STEP 2 — Write your name in the area provided.

STEP 3 — Enter your Hawaii Tax I.D. No. in the area provided.

STEP 4 — Enter the last 4 digits of your FEIN or SSN in the area provided.

ATTACH CHECK OR MONEY ORDER	1	OAHU DISTRICT	(5) 14,400	(5) 6,900	(5) 22	(5) 12	1
	2	MAUI DISTRICT					2
	3	HAWAII DISTRICT					3
	4	KAUAI DISTRICT					4
	5	TOTALS (Add lines 1 through 4 of Columns A through D)	(6) 14,400	(6) 6,900	(6) 22	(6) 12	5
	6	RATES	\$0.25	\$3	\$15	\$65	6
	7	TAXES (Multiply line 5 by line 6 of Columns A through D)	(7) 3,600 00	(8) 20,700 00	(9) 330 00	(10) 780 00	7

fig. 3.1

COMPUTING THE TAXES (fig. 3.1)

STEP 5 — Complete lines 1 through 4, Columns A through D, just as you did on your periodic returns. The difference between the periodic and annual returns is that the numbers reported on the annual return represent the total car-sharing vehicle half-hours, rental days, tour vehicle (8-25 passengers)-months, and tour vehicle (26 or more passengers)-months in the applicable districts for the entire year.

BTK had 14,400 car-sharing vehicle half-hours for Oahu, and has entered that figure in Column A, line 1. BTK had 6,900 net rental days for Oahu, and has entered that figure in Column B, line 1. BTK had 22 tour vehicle (8-25 passengers)-months on Oahu, and has entered that figure in Column C, line 1. BTK had 12 tour vehicle (40 passengers)-months on Oahu, and has entered that figure in Column D, line 1.

STEP 6 — Enter the totals for lines 1 through 4 of Columns A through D in these spaces.

In Column A, line 5, BTK has entered 14,400, the total car-sharing vehicle half-hours. In Column B, line 5, BTK has entered 6,900, the total number of rental motor vehicle days. In Column C, line 5, BTK has entered 22, the total number of tour vehicle (8-25 passengers)-months. In Column D, line 5, BTK has entered 12, the total number of tour vehicle (40 passengers)-months.

STEP 7 — In Column A, multiply the number entered on line 5 by the tax rate of \$0.25 (line 6), and enter the result on line 7.

BTK has multiplied 14,400 (the number of half-hours entered on line 5) by \$0.25 (the tax rate listed on line 6) to get \$3,600, which is entered in Column A, line 7 ($14,400 \times \$0.25 = \$3,600$).

STEP 8 — In Column B, multiply the number entered on line 5 by the tax rate of \$3 (line 6), and enter the result on line 7.

BTK has multiplied 6,900 (the number of vehicle-days entered on line 5) by \$3 (the tax rate listed on line 6) to get \$20,700, which is entered in Column B, line 7 ($6,900 \times \$3 = \$20,700$).

STEP 9 — In Column C, multiply the number entered on line 5 by the tax rate of \$15 (line 6), and enter the result on line 7.

BTK has multiplied 22 (the number of tour vehicle (8-25 passengers)-months entered on line 5) by \$15 (the tax rate listed on line 6) to get \$330, which is entered in Column C, line 7 ($22 \times \$15 = \330).

STEP 10 — In Column D, multiply the number entered on line 5 by the tax rate of \$65 (line 6), and enter the result on line 7.

BTK has multiplied 12 (the number of tour vehicle (26 or more passengers)-months) entered on line 5 by \$65 (the tax rate listed on line 6) to get \$780, which is entered in Column D, line 7 ($12 \times \$65 = \780).

FINISHING THE TAX RETURN (fig. 3.2)

STEP 11 — Add Columns A through D, line 7, and enter the total on line 8. This is the total tax due. **CAUTION: LINE 8 MUST BE FILLED IN.** If you do not have any RV tax activity and therefore have no tax due, enter "0.00" on line 8.

BTK has added \$3,600, \$20,700, \$330, and \$780 for a total of \$25,410 which is entered on line 8.

STEP 12 — Add all the penalties and interest which have been assessed on taxes owed on the periodic tax returns for the taxable year, enter the results to the right of "PENALTY" and "INTEREST", and enter the total of the two amounts on line 9.

STEP 13 — Add lines 8 and 9, and enter the total on line 10, "TOTAL AMOUNT".

STEP 14 — Add the total amount of rental motor vehicle, tour vehicle, and car-sharing vehicle surcharge taxes paid with your periodic tax returns and any delinquency notices for the taxable year, less any refunds received for the taxable year. Enter this amount on line 11, "TOTAL TAXES PAID ON MONTHLY, QUARTERLY, OR SEMIANNUAL RETURNS FOR THE PERIOD (and the Annual Return if this is an Amended Return) LESS ANY REFUNDS RECEIVED FOR THE TAX YEAR".

STEP 15 — Enter the amount of tax paid with any assessment notices for the taxable year, if included on line 8, on line 12.

8. TOTAL TAXES DUE. Add line 7, Columns A through D and enter result here. If you did not have any activity for the period, enter "0.00" here.		<div style="border: 1px solid black; padding: 2px; display: inline-block;">11</div>	25,410 00	<div style="border: 1px solid black; padding: 2px; display: inline-block;">8</div>
9. Amounts Assessed during the year.		<div style="border: 1px solid black; padding: 2px; display: inline-block;">12</div>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">9</div>
10. TOTAL AMOUNT. Add lines 8 and 9.			<div style="border: 1px solid black; padding: 2px; display: inline-block;">13</div> 25,410 00	<div style="border: 1px solid black; padding: 2px; display: inline-block;">10</div>
11. TOTAL TAXES PAID ON MONTHLY, QUARTERLY, OR SEMIANNUAL RETURNS FOR THE PERIOD <small>(and the Annual Return if this is an Amended Return) LESS ANY REFUNDS RECEIVED FOR THE TAX YEAR. RECONCILIATION ON PAGE 2 MUST BE COMPLETED.</small>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">14</div>	25,410 00	<div style="border: 1px solid black; padding: 2px; display: inline-block;">11</div>
12. Additional assessments paid for the tax year, if included on line 8.		<div style="border: 1px solid black; padding: 2px; display: inline-block;">12</div>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">12</div>
13. PENALTIES \$ <div style="border: 1px solid black; padding: 2px; display: inline-block;">16</div> INTEREST \$ <div style="border: 1px solid black; padding: 2px; display: inline-block;">17</div> Paid.		<div style="border: 1px solid black; padding: 2px; display: inline-block;">13</div>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">13</div>
14. TOTAL PAYMENTS MADE FOR THE TAX YEAR. (Add lines 11 thru 13)		<div style="border: 1px solid black; padding: 2px; display: inline-block;">14</div>	25,410 00	<div style="border: 1px solid black; padding: 2px; display: inline-block;">14</div>
15. CREDIT CLAIMED ON ORIGINAL ANNUAL RETURN. <small>(For Amended Return ONLY)</small>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">15</div>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">15</div>
16. NET PAYMENTS MADE. Line 14 minus line 15.			<div style="border: 1px solid black; padding: 2px; display: inline-block;">21</div> 25,410 00	<div style="border: 1px solid black; padding: 2px; display: inline-block;">16</div>
17. CREDIT TO BE REFUNDED. Line 16 minus line 10				<div style="border: 1px solid black; padding: 2px; display: inline-block;">17</div>
18. ADDITIONAL TAXES DUE. Line 10 minus line 16				<div style="border: 1px solid black; padding: 2px; display: inline-block;">18</div>
19. FOR LATE FILING ONLY →		<div style="border: 1px solid black; padding: 2px; display: inline-block;">24</div>		<div style="border: 1px solid black; padding: 2px; display: inline-block;">19</div>
20. TOTAL AMOUNT DUE AND PAYABLE. (Add lines 18 and 19)				<div style="border: 1px solid black; padding: 2px; display: inline-block;">20</div>
21. PLEASE ENTER THE AMOUNT OF YOUR PAYMENT. Attach a check or money order payable to "HAWAII STATE TAX COLLECTOR" in U.S. dollars drawn on any U.S. bank to Form RV-3. Write "RV", the filing period, your Hawaii Tax I.D. No., and your daytime phone number on your check or money order. Mail to: HAWAII DEPARTMENT OF TAXATION, P.O. BOX 2430, HONOLULU, HI 96804-2430. If you are NOT submitting a payment with this return, enter "0.00" here.				<div style="border: 1px solid black; padding: 2px; display: inline-block;">21</div>

DECLARATION: I declare, under the penalties set forth in section 231-36, HRS, that this is a true and correct return, prepared in accordance with the provisions of the Rental Motor Vehicle, Tour Vehicle, and Car-Sharing Vehicle Surcharge Tax Law and the rules issued thereunder.

IN THE CASE OF A CORPORATION OR PARTNERSHIP, THIS RETURN MUST BE SIGNED BY AN OFFICER, PARTNER OR MEMBER, OR DULY AUTHORIZED AGENT.

<div style="border: 1px solid black; padding: 2px; display: inline-block; border-radius: 50%;">27</div> Betty T. Kealoha <small>SIGNATURE</small>	Owner <small>TITLE</small>	4/20/16 <small>DATE</small>	(808) 123-4567 <small>DAYTIME PHONE NUMBER</small>
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fig. 3.2

STEP 16 — Enter the amount of any penalty paid with your periodic tax returns, delinquency notices, or assessment notices for the taxable year on line 13 in the space provided to the right of "PENALTIES \$."

STEP 17 — Enter the amount of any interest paid with your periodic tax returns, delinquency notices, or assessment notices for the taxable year on line 13 in the space provided to the right of "INTEREST \$."

STEP 18 — Add the amount of penalty and interest paid, and enter the total on line 13.

STEP 19 — Add the amounts on lines 11, 12, and 13, and enter the total on line 14, "TOTAL PAYMENTS MADE FOR THE TAX YEAR".

STEP 20 — Leave line 15 blank (to be used for Amended Returns ONLY).

STEP 21 — Subtract line 15 from line 14 and enter the "NET PAYMENTS MADE" on line 16.

STEP 22 — Compare the amounts on lines 10 and 16. If the amount on line 10 is **THE SAME AS** line 16, go on to Step 26.

If the amount on line 10 is **LESS THAN** line 16, subtract line 10 from line 16, and enter the result on line 17, "CREDIT TO BE REFUNDED". Go to Step 26.

STEP 23 — If the amount on line 10 is **MORE THAN** line 16, subtract line 16 from line 10 and enter the "ADDITIONAL TAXES DUE" on line 18. This is your taxes now due and payable. Calculate penalty and interest on this amount if the annual return is filed after the due date.

STEP 24 — Late Filing of Return—The penalty for failure to file a return on time is assessed on the tax due at a rate of 5% per month, or part of a month, from the due date to the filing date, up to a maximum of 25%.

Interest—Interest at the rate of 2/3 of 1% per month, or part of a month, shall be assessed on the unpaid taxes and penalties beginning with the first calendar day after the date prescribed for payment, whether or not that first calendar day falls on a Saturday, Sunday, or legal holiday.

After computing the penalty and interest amounts, enter the results to the right of "PENALTY" and "INTEREST" and enter the total of the two amounts on line 19.

If you are unable to compute the penalty and interest, leave these lines blank. The Department will compute the charges for you and send you a bill.

STEP 25 — If you have taxes due now, add the amounts on lines 18 and 19 and enter the "TOTAL AMOUNT DUE AND PAYABLE" on line 20.

STEP 26 — **NOTE:** If you are NOT submitting a check with your return, enter "0.00" on line 21.

Write the "AMOUNT OF YOUR PAYMENT", including any penalty and interest, on line 21. Attach your check or money order for this amount payable to "Hawaii State Tax Collector" in U.S. dollars drawn on any U.S. bank where indicated on the front of the return. Write "RV", the filing period, your Hawaii Tax I.D. No., and your daytime phone number on your check or money order. **DO NOT SEND CASH.**

Send your check or money order and the return to:

Hawaii Department of Taxation
P.O. Box 2430
Honolulu, HI 96804-2430

SIGNING THE RETURN (fig. 3.2)

STEP 27 — Sign your tax return. The sole proprietor, a partner or member, corporate officer, or an authorized agent must sign the return, state his/her title, write the date the return is signed, and write a daytime contact phone.

INSTRUCTIONS FOR FILING AN AMENDED FORM RV-3

If you file your Form RV-3 and later become aware of any changes you must make to the reported number of car-sharing vehicle half-hours, the number of rental motor vehicle days, and/or the number of tour vehicle-months, you may file an amended return on Form RV-3 to change the Form RV-3 you already filed.

Complete your amended Form RV-3 as follows:

1. Check the box at the top of the front page of the Form RV-3 to designate that this is an amended return (see *fig. 3.0*).
2. Enter the correct number of car-sharing vehicle half-hours, the number of rental motor vehicle days, and/or the number of tour vehicle-months, and amounts of taxes due which should have been reported on the original Form RV-3. Follow Steps 1 through 11 above used to complete your original return. **(Note:** Entries which were correctly reported on the original Form RV-3 also must be entered on the appropriate line(s). **Failure to do so will result in a change from the amount to -0-.)**
3. Enter on line 9 the amounts of any penalty and/or interest assessed as of the date the amended return is filed. Penalty and interest are generally assessed because the original returns were filed after the filing deadline or because the taxes due were not paid in full by the filing deadline.
4. Enter on line 11 the total amount of taxes, additional assessments, and penalty and/or interest paid less any refunds received for the tax year. Include payments made with the original periodic and annual returns, as well as any supplemental payments made after they were filed. **REMINDER:** Payments are applied first to recover costs incurred by the Department, then to any interest due, then to penalties, and finally, to taxes.
5. Enter on line 15 the amount of credit claimed on your original Form RV-3.
6. Subtract line 15 from line 14 and enter the "NET PAYMENTS MADE" on line 16.
7. If line 10 is LESS THAN line 16, subtract line 10 from line 16 and enter the result on line 17, "CREDIT TO BE REFUNDED".
8. If line 10 is MORE THAN line 16, subtract line 16 from line 10 and enter the result on line 18, "ADDITIONAL TAXES DUE".
9. If the amended Form RV-3 is being filed after the due date of the original Form RV-3, and if there is an amount entered on line 18, enter on line 19 the amount of any penalty and/or interest now due. On a timely filed original Form RV-3, a penalty of 20% of the tax due will be assessed if any tax remains unpaid after 60 days from the prescribed due date of the original Form RV-3. The 60-day period is calculated beginning with the prescribed due date, even if the prescribed due date falls on a Saturday, Sunday, or legal holiday. This penalty is applicable to amended Form RV-3s for timely filed original Form RV-3s. Interest at the rate of 2/3 of 1% per month or part of a month shall be assessed on unpaid taxes and penalties assessed beginning with the first calendar day after the date prescribed for payment, whether or not that first calendar day falls on Saturday, Sunday, or legal holiday.
10. Add lines 18 and 19 and enter the total on line 20, "TOTAL AMOUNT DUE AND PAYABLE".
11. Enter on line 21 the amount of any payment being made with the amended Form RV-3. If the amended Form RV-3 is being filed after the due date of the original Form RV-3, include any additional penalty and interest in your payment. Attach your check or money order for this amount payable to "Hawaii State Tax Collector" in U.S. dollars drawn on any U.S. bank where indicated on the front of the amended Form RV-3. Write "RV", the filing period, your Hawaii Tax I.D. No., and your daytime phone number on your check or money order. **DO NOT SEND CASH**

Send your check or money order and the amended Form RV-3 to:

Hawaii Department of Taxation
P.O. Box 2430
Honolulu, HI 96804-2430

12. Sign your name and write your title, the date, and a daytime contact phone number in the spaces provided at the bottom of the amended Form RV-3 (see *fig. 3.2*).

If you have questions, please contact the customer service representative at:

Voice: 808-587-4242
1-800-222-3229 (Toll-Free)
Fax: (808) 587-1488

Mail: Taxpayer Services Branch
P.O. Box 259
Honolulu, HI 96809-0259

Telephone for the Hearing Impaired:
808-587-1418
1-800-887-8974 (Toll-Free)

E-mail: Taxpayer.Services@hawaii.gov